



100727-57/ Heraeus 409-KGB
P10173 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Dr. Sebastian VOGT et al.
SERIAL NO. : 10/659,894
FILED : September 11, 2003
FOR : ANTIBIOTIC POLYMER COMBINATION/ ANTIBIOTICS POLYMERS
COMBINATION
ART UNIT : 1616
EXAMINER : To be assigned

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

SIR:

Pursuant to 37 CFR §§ 1.56, 1.97 and 1.98, Applicants respectfully request that the Examiner consider the references listed on the attached Form PTO-1449.

I. Timeliness, Fees and Certifications in lieu of Fees

This information disclosure statement is being filed within three months of the filing date of the application, or within three months of entry into the national stage, or before the mailing of a first Office Action on the merits. Pursuant to 37 CFR § 1.97(b), consideration of this information disclosure statement does not require a fee or a statement under 37 CFR § 1.97(e). However, should the Assistant Commissioner determine that a fee is, in fact, due, the Assistant Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

II. Copies of Listed References

Copies of all references listed on the attached Form PTO-1449 are being supplied.

III. Concise Statement of Relevance

All references listed on the attached Form PTO-1449 are in the English language, and, therefore, a concise statement of relevance is not required.

All references listed on the attached Form PTO-1449 were cited in the partial search report issued by the European Patent Office and/or the International search report, copies of which are attached, wherein the search report(s) indicates the degree of relevance found by that Patent Office.

IV. Additional Information

In addition to the references listed on the attached Form PTO-1449, Applicants wish to bring to the attention of the Examiner the following abandoned or co-pending U.S. patent applications:

U.S. Application No. 10/100,843

U.S. Application No. 10/174,682

U.S. Application No. 10/100,865

Application No. 10/659,894
Applicants: Dr. Sebastian Vogt et al.
Information Disclosure Statement

Consideration of the foregoing in relation to this application is respectfully requested.

Respectfully submitted,
NORRIS McLAUGHLIN & MARCUS, P.A.

By David D. Kim
David D. Kim
Reg. No. 53,123

220 East 42nd Street
30th Floor
New York, New York 10017
(212) 808-0700

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Services as first class mail in an envelope addressed to: Hon. Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 3, 2004.

NORRIS McLAUGHLIN & MARCUS, P.A.

By Agata Giuska

LIST OF PATENTS AND PUBLICATIONS
APPLICANT'S INFORMATION
DISCLOSURE STATEMENT
 (Form PTO-1449)

Attorney Docket: 100727-57
 /Heraeus 409-KGB

Serial No.: 10/659,894

Applicant: Dr. Sebastian VOGT et al.

Filing Date: September 11, 2003

Group: 1616

U.S. PATENT DOCUMENTS

Examiner's Initial		Document Number	Date	Name	Class	Sub Class	Filing Date If appropriate
	AA	5,451,424	19 Sep 1995	Solomon et al.	427	2.1	
	AB						
	AC						
	AD						
	AE						
	AF						

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation Yes No	
	AG	0 879 595 A2	25 Nov 1998	Europe				
	AH	0 372 130	13 Jun 1990	Europe				
	AI							
	AJ							
	AK							
	AL							
	AM							
	AN							

OTHER INFORMATION

	AO	European Search Report, dated 11 December 2003, for EP 03 01 9738.
	AP	US Application No. 10/100,843.
	AQ	US Application No. 10/174,682.
	AR	US Application No. 10/100,865.

EXAMINER:

DATE CONSIDERED:

- **EXAMINER:** Initial if Reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant.